


Leverett Nelson

01/11/2000 02:09 PM

To: Terri Rancher cc: Mirtha Capiro, Diana Embil
Subject Re: Gary Development Company (GDC) FOIA 

Terri-

It's been awhile!

US EPA RECORDS CENTER REGION 5



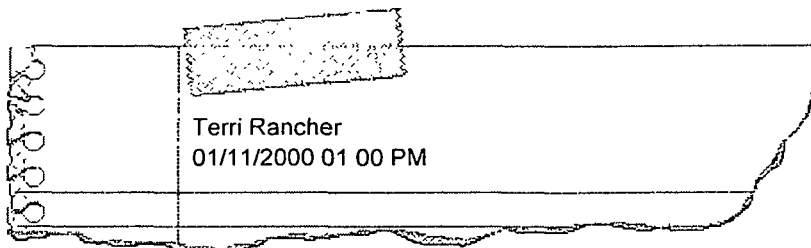
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Actually, GDC is now assigned to Diana Embil. Unfortunately, Diana is out sick this week, though she is hopeful she will return next week. If this can wait, we should do so. If it can't wait, I can probably go through the documents. It looks like the list is pretty long, but some of the documents look releasable to me.

If you want to do this this week, and it's not too much trouble to deliver the documents to me, I am at office #1339. If you take them to 14, they won't make it down here for half a day at least.

Let me know what you decide. -Rett

Terri Rancher



To: Leverett Nelson cc: Mirtha Capiro
Subject Gary Development Company (GDC) FOIA

Good afternoon Rett.

I'm currently responding to three over-lapping FOIA requests from U.S. Steel. Reps from U.S. Steel have visited the Region many times over the last three months, reviewing records for as many as 30 sites. Mirtha Capiro (ECAB) decided that most of the records in GDC's C.3 folders should remain enforcement confidential. Recently, the U.S. Steel representatives requested a list of all records being withheld from their FOIA request. They are not sure whether or not they'll pursue any of the records at this time, but felt that a list would help them make a decision.

This is where you come in. As the attorney for the site, I would like you to look at the attached list of records and assign an exemption to each record (most likely #5 or #7). I would also like to have you on stand-by to prepare the Statement of Harm for the Agency's file and comment on/sign-off on the partial denial letter that I'll prepare in the event that U.S. Steel decides to pursue the records.

If you would like, I could deliver the records to your receptionist on the 14th floor. If after reviewing the records, you determine that certain records are releasable, I'll make those records available for U.S. Steel. Otherwise, I will make the list available to them and wait to see what they wish to do at that time.

Please respond and let me know if this is okay or if you need more information. Thanks